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25 UNITED STATES DISTRICT COURT
26 NORTHERN DISTRICT OF CALIFORNIA
27 SAN FRANCISCO DIVISION

28 In re SHORETEL, INC. SECURITIES
LITIGATION

Case No. C-08-00271-CRB

**STIPULATION AND ~~[PROPOSED]~~
ORDER SETTING BRIEFING
SCHEDULE ON DEFENDANTS'
MOTION(S) TO DISMISS SECOND
CONSOLIDATED AMENDED CLASS
ACTION COMPLAINT**

This Document Relates To:

ALL ACTIONS

1 WHEREAS, on March 2, 2009, Lead Plaintiffs Loren Swanson and Art Landesman
2 (collectively, "Plaintiffs") filed their Second Amended Consolidated Class Action Complaint
3 against Defendants ShoreTel, Inc.; John W. Combs, Michael E. Healy, Edwin J. Basart, Mark F.
4 Bregman, Gary J. Daichendt, Thomas Van Overbeek, Kenneth D. Denman, Charles D. Kissner,
5 and Edward Thompson; and Lehman Brothers Inc. and J.P. Morgan Securities Inc. (collectively,
6 "Defendants");

8 WHEREAS, the action is stayed as to Lehman Brothers Inc. as a result of its liquidation
9 under the Securities Investor Protection Act;

11 WHEREAS, the deadline for the remaining Defendants to file their responsive pleading(s)
12 or motion(s) to dismiss is June 1, 2009;

13 WHEREAS, the parties have discussed and agreed upon a briefing schedule and
14 corresponding hearing date for the anticipated motion(s) to dismiss;

16 THEREFORE, IT IS ACCORDINGLY STIPULATED, by and between the undersigned
17 counsel for the parties, that:

18 1. Plaintiffs shall file their opposition(s) to Defendants' motion(s) to dismiss no later
19 than June 15, 2009;

20 2. Defendants shall file their reply brief(s) no later than June 25, 2009;

21 3. The motion(s) to dismiss shall be scheduled for a hearing on July 17, 2009 at 10:00
22 a.m., or at a different date convenient for the Court.

24
25 Dated: May 20, 2009

FENWICK & WEST LLP

26 /s/ Catherine Kevane
27 Catherine Kevane

28 Attorneys for Defendants ShoreTel, Inc.;
John W. Combs; Michael E. Healy;

Edwin J. Basart; Mark F. Bregman; Gary J. Daichendt; Thomas Van Overbeek; Kenneth D. Denman; Charles D. Kissner; and Edward F. Thompson

Dated: May 20, 2009

BINGHAM MCCUTCHEN LLP

/s/ Charlene S. Shimada
Charlene S. Shimada

Attorneys for Defendant J.P. Morgan Securities Inc.

Dated: May 20, 2009

KAHN SWICK & FOTI, LLC

/s/ Kim E. Miller
Kim E. Miller

Attorneys for Lead Plaintiffs and the Class

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: June 4, 2009

